

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Bernard et al.	Customer No. 27498
Appln No: New	Atty Docket No. 009584/0307533
Filing Date: Herewith	Client Ref: AFC-011
Title: System and Method for Performance Monitoring in a Passive Optical Network	Date: January 28, 2004

Express Mail Label No. EV 382 008 236 US
Date of Deposit: January 28, 2004

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By: *Kathleen M. Smith*

MAIL STOP: PATENT APPLICATIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith for filing is the Patent Application of **Marc R. Bernard, Kerry J. Neef and Andrew E. Khaleel**

For: **System and Method for Performance Monitoring in a Passive Optical Network**

Enclosed are:

- ☒ 18 pages of specification, claims and abstract
- ☒ 6 sheets formal drawings
- ☒ Request for Non-Publication
- ☐ Signed declaration
- ☐ Combined Declaration and Power of Attorney of Inventor
- ☐ Assignment to _____
- ☐ Power of Attorney of Assignee and Exclusion of Inventors
- ☐ Information Disclosure Statement; [] references

PILLSBURY WINTHROP LLP

David A. Jakopin
David A. Jakopin, Reg. No. 32,995

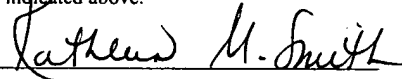
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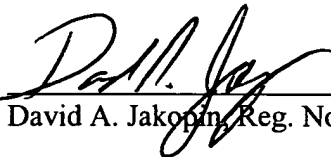
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The enclosed new application is **NOT TO BE PUBLISHED** under 35 U.S.C. §122(b).

I hereby certify that the invention disclosed in the enclosed new application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

This request is signed in compliance with the provisions of Rule 33(b).

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